

**TENNESSEE GENERAL ASSEMBLY  
FISCAL REVIEW COMMITTEE**



**FISCAL NOTE**

**SB 41**

February 7, 2011

**SUMMARY OF BILL:** Prohibits the admissibility, at any judicial or administrative proceeding, of the results of a fully automated device used to measure a vehicle's speed or a driver's conduct when introduced to prove the vehicle's speed or a driver's conduct unless a law enforcement officer, who has been trained pursuant to National Highway Traffic Safety Administration (NHTSA) or Tennessee Peace Officer Standards and Training (POST) Commission guidelines, introduces the results.

**ESTIMATED FISCAL IMPACT:**

**NOT SIGNIFICANT**

Assumptions:

- Training programs currently offered through local law enforcement agencies meet the guidelines established by the NHTSA and the POST Commission.
- According to a 2011 Fiscal Review Committee survey, all communities with automated devices measuring speed or driver conduct utilize POST-trained officers exclusively to review all collected data.
- Law enforcement officers will not make a significant number of additional court appearances to introduce the results collected from the automated devices.
- Any increase in local expenditures for training and court appearances is estimated to be not significant.

**CERTIFICATION:**

The information contained herein is true and correct to the best of my knowledge.

A handwritten signature in blue ink, reading "James W. White".

James W. White, Executive Director

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